



PHILIP L. BROWNING
Director

**County of Los Angeles
DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

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ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

November 18, 2014

24 November 18, 2014

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**RECOMMENDATION TO AMEND AND EXTEND THE RESIDENTIALLY BASED SERVICES OPEN
DOORS PILOT AND CONTRACTS**

(ALL DISTRICTS – 3 VOTES)

SUBJECT

The Department of Children and Family Services (DCFS) seeks the Board's approval to extend the County's participation in the Residentially Based Services – Open Doors pilot project (RBS Residential) with the three Contractors listed on Attachment B effective December 2, 2014, through December 1, 2015, with option to extend by written notice through June 30, 2016, at an estimated placement cost of \$10,777,104. DCFS also seeks approval to continue the RBS Residential modified placement rate of \$10,908 without the rate drop at 10 months; and to fund \$2,083 of the \$10,908 RBS Residential modified placement rate from the Multi-Agency County Pool. The current contracts and the RBS Residential rate expire on December 1, 2014.

IT IS RECOMMENDED THAT THE BOARD:

1. Approve the attached Form Amendment Number Three (Attachment A), and delegate authority to the Director of DCFS, or designee, to execute an amendment in substantially similar form with the three contractors listed on Attachment B, to extend the RBS Residential beginning December 2, 2014, through December 1, 2015, with option to extend by written notice through June 30, 2016. The maximum contract sum for the RBS Residential contracts will not exceed \$10,777,104. A portion of the placement rate costs will be funded through Title IV-E waiver capped allocation funds and the other portion will be funded with the Multi-Agency County Pool. Sufficient funding is included in the DCFS FY 2014-15 Final Adopted Budget and will be included in the FY 2015-16 Budget Request.

2. Authorize DCFS to utilize funds from the Multi-Agency County Pool to pay \$2,083 of the \$10,908 monthly RBS Residential rate for each enrolled youth not to exceed \$2,058,004. Sufficient Multi-Agency County Pool funding is included in DCFS FY 2014-15 Final Adopted Budget and will be included in the FY 2015-16 Budget Request.

3. Delegate authority to the Director of DCFS, or designee, to extend by written notice the RBS Residential and RBS Community (Wraparound) services contracts as needed through the duration of the RBS Open Door Pilot as approved by the California Department of Social Services (CDSS). County Counsel approval will be obtained prior to amending or extending these contracts and the Director will notify the Board and the CEO in writing within ten business days after execution or renewal options of amendments to the RBS contracts.

4. Delegate authority to the Director of DCFS, or designee, to further extend RBS (Residential and Community) contracts by written notice if the California Department of Social Services further extends the RBS Open Doors pilot demonstration. The extensions will be for the duration of the RBS Open Doors pilot. County Counsel approval will be obtained prior to exercising the renewal options, or amending the RBS contracts, and the Director will notify the Board and the CEO in writing within ten business days after execution of renewal options or amendments to the RBS contracts.

5. Direct DCFS and Department of Mental Health (DMH) to continue to prepare and submit comprehensive quarterly reports beginning 90 days after execution of the contract amendments and every 90 days thereafter for the duration of RBS Residential, including the duration of the RBS MOU, and the RBS Community services. Quarterly reports will include, but not be limited to Wraparound utilization for RBS Community Services, Federal Early Periodic Screening Diagnostic Treatment (EPSDT) billings for mental health services, RBS enrollment and placement status, detail of youth in RBS Residential in excess of ten months, and the status of all RBS youth in Bridge (Intensive Treatment Foster) Care. This report shall be presented to the Children and Families' Well-Being Cluster (CFWB) and to the Board.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The recommended actions continue the County's participation in the California Department of Social Services (CDSS) Residential Based Services – Open Doors pilot project. The Senate Bill (SB) 1013 further extended RBS pilots through July 1, 2016.

The recommended actions will extend the existing RBS Residential contracts for up to nineteen additional months while continuing to offer RBS Community services through the Wraparound Approach Services contracts.

The RBS contractors continue to offer mental health services through their DMH Legal Entity or Mental Health Services Act Master Agreement contracts. The estimated cost of RBS Mental Health services is \$8,342,256.

DCFS is also actively participating on the California Department of Social Services work group to redesign the Group Home Foster Care program.

Without the approval of the recommended action, DCFS would not be able to continue its participation in the CDSS RBS demonstration project, and the RBS enrolled youth will need to be converted to either a Group Home placement for those in RBS Residential, or to Tier I Wraparound Approach Services, for those in the RBS Community program component.

Implementation of Strategic Plan Goals

These amendments are consistent with the principles of the Countywide Strategic Plan, Goal No. 3: Integrated Services Delivery: Maximize opportunities to measurably improve client and community outcomes and leverages resources through the continuous integration of health, community, and public safety services; Strategic Initiative 2: Continue collaborative efforts among County departments and outside partners to protect children and youth in Los Angeles County.

In addition, these amendments also support the Departments Strategic Plan, Goal 1: Emphasize Child Centered Practices: Provide children with both integrated assessments and planning that promote the safety, permanency and well-being of children under our supervision; Strategy 1.4, Shorten timelines to permanency for children by simultaneously planning both safe family reunification and alternative legal permanence.

FISCAL IMPACT/FINANCING

The estimated nineteen month RBS placement cost for these amendments is \$10,777,104 utilizing \$8,719,100 of Title IV-E Waiver capped allocation funds at 36 percent Federal revenue (\$3,138,876), 33 percent State revenue (\$2,877,303), and 31 percent Net County Cost (NCC) (\$2,702,921), and \$2,058,004 of the Multi-Agency County Pool. Funding is included in the DCFS FY 2014-15 Final Adopted Budget and will be included in the FY 2015 -16 Budget Requests.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

DCFS has evaluated and determined that the Amendments are in compliance with CDSS Contracting Policies Manual 23-604.38(i) which requires all contracts to have a provision for amendments. These amendments comply with CDSS Contracting Policies Manual (MPP) 23-604.4.41.

The Department evaluated and determined that the Living Wage Program (County Code Chapter 2.201) does not apply as the contracts were not awarded under the provisions of Chapter 2.121. These services cannot be effectively performed by County employees because they require the development and utilization of resources that are not available in the County system.

The contractors are all in compliance with all Federal, State, County and Board contract qualification requirements.

The CEO has reviewed the Board Letter and County Counsel has reviewed the Board Letter and the attachment form.

CONTRACTING PROCESS

The California Department of Social Services (CDSS) Contracts Bureau approved extending the

term of these procurement by negotiation (PBN) contracts pursuant to 23.650.18.

CONTRACTOR PERFORMANCE

The RBS contract monitoring protocol includes both a fiscal cost audit and administrative technical reviews. The fiscal component was completed by the County's Auditor-Controller (A-C), and DCFS is awaiting their draft reports.

The On-site technical and administrative reviews of these three RBS contractors were completed on March 21, 2014. The RBS contractors were found to be in compliance with the Los Angeles County RBS contracts.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Without the approval of the recommended action, DCFS will not be able to continue its participation in the Statewide RBS Reform demonstration.

Approval of the recommended action will allow the Department to continue to provide RBS services as component of its Out-of-Home placement service array combining Wraparound services with Family Finding in the residential setting, formulating the groundwork for its redesign of the Group Home Foster Care Services program.

CONCLUSION

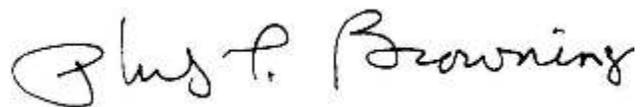
Upon Board approval, the Executive Officer, Board of Supervisors, is requested to return one adopted stamped Board Letter and the approved Form Amendment to the Department of Children and Family Services.

The Honorable Board of Supervisors

11/18/2014

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Respectfully submitted,

A handwritten signature in black ink that reads "Philip L. Browning". The signature is written in a cursive style with a large initial "P" and "B".

PHILIP L. BROWNING

Director

PLB:CMM

LTI:EO

Enclosures

c: Chief Executive Officer
County Counsel
Executive Officer, Board of Supervisors



AMENDMENT NUMBER THREE

TO

RESIDENTIALLY BASED SERVICES (RBS)

CONTRACT NUMBER 09-021-XX

WITH

Insert name of RBS Contractor

**AMENDMENT NUMBER THREE
RESIDENTIALLY BASED SERVICES (RBS)
CONTRACT NUMBER 09-021-XX**

This Amendment Number Three ("Amendment") to Residentially Based Services (RBS) Contract, ("Contract") adopted by the Board of Supervisors on July 6, 2010, amended on December 2, 2012, and December 2, 2013, is made and entered into by and between the County of Los Angeles, ("COUNTY"), _____, ("CONTRACTOR"), this ____ day of _____, 2014.

WHEREAS, pursuant to Government Code Sections 26227, 31000 and 53703, COUNTY is permitted to contract for services; and

WHEREAS, the COUNTY and CONTRACTOR are parties to the Contract and CONTRACTOR has been providing Residentially Based Services (RBS) to youth enrolled in the RBS pilot demonstration to the COUNTY; and

WHEREAS, the COUNTY desires and has the duty to provide care and protection for children placed in its charge pursuant to the provisions of the Welfare and Institutions Code (WIC) Section 16500 et seq; and

WHEREAS, this Contract shall provide RBS pursuant to the provisions of Part 6, of Division 9 of WIC, Chapter 12.87 Sections 18987.7 – 18987.72; and

WHEREAS, pursuant to the provisions of WIC Section 11460, the California Department of Social Services (CDSS) is designated to administer a statewide system for establishing rates in the Aid to Families with Dependent Children – Foster Care (AFDC-FC) program, under the Catalog for Federal Domestic Assistance Number **93.658**; and

WHEREAS, CONTRACTOR warrants that it possesses the competence, expertise and personnel necessary to provide such services, and for purposes of this Contract considers itself a sub-recipient insofar as compliance with Office of Management and Budget (OMB) Circular A-133; and

WHEREAS, this Amendment is prepared pursuant to the provisions set forth in Part II, Standard Terms and Conditions, Section 7.0, Changes and Amendments; and

NOW, THEREFORE, COUNTY and CONTRACTOR agree to modify the RBS Contract as follows:

1. Part I, Unique Terms and Conditions, Section 7.0 Contract Term, Sub-section 7.2.1.2, is added to read as follows:

7.2.1.2 The term of this Agreement is extended beginning December 2, 2014, through December 1, 2015, with an option to extend for up to seven additional month renewal period by written notice through June 30, 2016, unless terminated earlier.

2. Part I, Unique Terms and Conditions, Section 8.0 Contract Sum, Sub-section 8.1.1.2 is added to read as follows:

8.1.1.2 The Maximum Contract sum for this contract is \$_____. The Maximum Annual Contract sum for the one year period December 2, 2014 through December 1, 2015 is \$_____. The maximum amount of the seven month extension period December 2, 2015 through June 30, 2016 is \$_____.

3. Part I, Unique Terms and Conditions, Section 9.0 Payment Rate, Sub-section 9.1.2 is added to read as follows:

9.1.2 CONTRACTOR will be paid the RBS Residential Rate of \$10,908 for each RBS enrolled youth placed in RBS Residential Services.

4. Exhibit A-2D, Line Item Budget for the one year period December 2, 2014, through December 1, 2015 is attached hereto and made part of Exhibit A-1.

ALL OTHER TERMS AND CONDITIONS OF THIS CONTRACT SHALL REMAIN IN FULL FORCE AND EFFECT.

**AMENDMENT NUMBER THREE
TO RESIDENTIALLY BASED SERVICES (RBS)
CONTRACT NUMBER 09-021-XX**

IN WITNESS WHEREOF, the Board of Supervisors of the COUNTY of Los Angeles has caused this Amendment Number Three to be subscribed on its behalf by the Director of the Department of Children and Family Services and the CONTRACTOR has caused this Amendment Number Three to be subscribed on its behalf by its duly authorized officer(s) as of the day, month and year first above written. The person(s) signing on behalf of the CONTRACTOR warrants under penalty of perjury that he or she is authorized to bind the CONTRACTOR in this Contract.

COUNTY OF LOS ANGELES

PHILIP L. BROWNING, DIRECTOR
Department of Children and Family Services

RBS CONTRACTOR NAME
CONTRACTOR

By _____

Name _____

Title _____

By _____

Name _____

Title _____

APPROVED AS TO FORM:

Tax Identification Number

BY THE OFFICE OF COUNTY COUNSEL
RICK WEISS

BY _____
David Beaudet, Senior Deputy County Counsel

LIST OF RESIDENTIAL BASED SERVICES (RBS) CONTRACTORS

- 1) Five Acres – The Boys’ and Girls’ Aid Society of Los Angeles County
- 2) Hathaway-Sycamores Child and Family Services
- 3) Hillside